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COMMISSIONERS

BOB STUMP

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SUSAN BITTER SMITH - CHAIRMAN

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AZ CORP COMMISSION  
DOCKET CONTROL

**BEFORE THE ARIZONA CORPORATION COMMISSION**

ORIGINAL

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Docket No. W-02064A-04-0270

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Docket No. W-04254A-04-0270

DECISION NO. 67583


MONTEZUMA RIMROCK WATER CO. LLC

2015 SURETY BOND

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Arizona Corporation Commission  
**DOCKETED**

FEB 24 2015

DOCKETED BY  
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Arizona Corporation Commission  
1200 W. Washington St.  
Phoenix, AZ 85007

## **BOND FOR UTILITY USERS**

Bond No.: \_\_\_\_\_

**KNOW ALL MEN BY THESE PRESENTS:** That we, \_\_\_\_\_ Montezuma Rimrock Water Company, LLC \_\_\_\_\_ as Principal, and \_\_\_\_\_ American Contractors Indemnity Company \_\_\_\_\_ as Surety are jointly and severally bound unto the users of Principal in the sum of \$30,000.00, lawful money of the United States of America, to be paid as hereinafter provided for which payment will and truly to be made, we bind ourselves, and each of our successors and assigns, jointly and severally by these presents.

**THE CONDITIONS OF THIS OBLIGATION ARE THAT:** Whereas, the above bounden Principal has contracted with the users of the Principal for the furnishing of \_\_\_\_\_ Water \_\_\_\_\_ service.

**NOW THEREFORE,** if the said Principal, or any assigns of his fails to provide \_\_\_\_\_ Water \_\_\_\_\_ services so furnished, the said Surety will pay the same to the users of the Principal with the content of the Arizona Corporation Commission as Trustee, an amount not exceeding the sum herein above specified.

**THE BOND SHALL REMAIN IN FULL FORCE AND EFFECT,** until cancelled by mutual agreement of the Arizona Corporation Commission, the Principal and the Surety. The Surety's liability shall be terminated and bond cancelled upon written notice of the cancellation by the Surety to the Principal with a copy to the Arizona Corporation Commission no less than thirty days (30) prior to the cancellation date. Notice to the Principal shall be by certified mail in a sealed envelope with the postage prepaid. Proof of notice to the Principal shall be made available to the Arizona Corporation Commission upon request.

**IN WITNESS WHEREOF,** we have caused these presents to be executed this \_\_\_\_\_ 5th \_\_\_\_\_ day of \_\_\_\_\_ February \_\_\_\_\_, 2015 \_\_\_\_\_.

\_\_\_\_\_ Montezuma Rimrock Water Company, LLC \_\_\_\_\_  
(Principal)

BY: \_\_\_\_\_  
TITLE \_\_\_\_\_ Managing Member \_\_\_\_\_

\_\_\_\_\_ American Contractors Indemnity Company \_\_\_\_\_  
(Surety)

BY: \_\_\_\_\_  
ATTORNEY-IN-FACT: \_\_\_\_\_ Jean Paulus \_\_\_\_\_

Attest:

\_\_\_\_\_ Syren Macci \_\_\_\_\_



**POWER OF ATTORNEY**

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

**Jean Paulus or Lynn Macci of Glendale, Arizona**

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed \*\*\*\*\*Three Million\*\*\*\*\* Dollars (\$ \*\*3,000,000.00\*\* ).

This Power of Attorney shall expire without further action on December 8, 2016. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

*Be it Resolved*, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

*Attorney-in-Fact* may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

*Be it Resolved*, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 10th day of December, 2012.

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

Corporate Seals



By:

Daniel P. Aguilar, Vice President

State of California

County of Los Angeles SS:

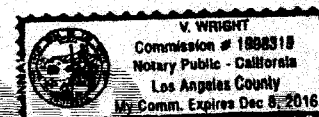
On 10th day of December, 2012, before me, Vanessa Wright, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature

V. Wright

(Seal)



I, Jeannie Lee, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 5th day of February 2015.

Corporate Seals



Jeannie Lee  
Jeannie Lee, Assistant Secretary

Bond No.

Agency No. 9050